



*Consulting Engineers  
and Scientists*

PASTOR, BEHLING & WHEELER, LLC  
2201 Double Creek Dr., Suite 4004  
Round Rock, TX 78664

Tel (512) 671-3434  
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June 25, 2008  
(PBW Project No. 1352)

VIA OVERNIGHT DELIVERY

Mr. Gary Miller, Remedial Project Manager  
U.S. Environmental Protection Agency, Region 6  
Superfund Division (6SF-AP)  
1445 Ross Avenue, Suite 1200  
Dallas, Texas 75202-2733

Ms. Barbara A. Nann, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 6  
Superfund Division (6RC-S)  
1445 Ross Avenue, Suite 1200  
Dallas, Texas 75202-2733

Re: Additional Proposed RI/FS Subcontractor, Gulfco Marine Maintenance Site, Freeport,  
Texas

Dear Mr. Miller and Ms. Nann:

Pursuant to Section XI, Paragraph 42 of the amended Unilateral Administrative Order (UAO), effective January 31, 2008, for the above-referenced Site, Pastor, Behling & Wheeler, LLC (PBW), on behalf of LDL Coastal Limited LP (LDL), Chromalloy American Corporation (Chromalloy) and The Dow Chemical Company (Dow), herewith provides the names, titles, and qualifications for an additional subcontractor performing work in conjunction with RI/FS activities. In accordance with the requirements of Paragraph 52 of the UAO, I certify that I have been fully authorized by these Respondents to submit the information included herein and to legally bind these Respondents thereto.

USA Environment, LP (USA) will be a subcontractor for investigation-derived waste (IDW) management. USA's qualifications and insurance certificate are provided as Attachments A and B, respectively, to this letter. As a subcontractor to PBW, USA will be covered under PBW's Quality Management Plan (QMP). Consistent with the requirements of Section XI Paragraph 42, we will notify EPA of any changes or additions to the RI/FS project team. As we recently discussed, we have scheduled Phase 4 monitoring well installation activities to start on June 9, 2008. We will let you know if there are any changes to that schedule.

Mr. Miller and Ms. Nann  
June 25, 2008  
Page 2 of 2

Thank you for the opportunity to submit this information. Should you have any questions, do not hesitate to contact me.

Sincerely,

PASTOR, BEHLING & WHEELER, LLC

A handwritten signature in black ink, appearing to read 'Eric F. Pastor', with a long horizontal flourish extending to the right.

Eric F. Pastor, P.E.  
Principal Engineer

cc: Mr. Brent Murray – Environmental Quality, Inc.  
Mr. Rob Rouse - The Dow Chemical Company  
Mr. Allen Daniels - LDL Coastal Limited, LP  
Mr. F. William Mahley - Strasburger & Price, LLP  
Mr. James C. Morriss III - Thompson & Knight, LLP  
Ms. Elizabeth Webb - Thompson & Knight, LLP

**ATTACHMENT A**  
**USA ENVIRONMENT, L.P.**  
**QUALIFICATIONS**

## **USA ENVIRONMENT, L.P. QUALIFICATIONS**

USA Environment, LP (USA) provides a full range of environmental services. To compliment its primary resource of personnel, USA owns the equipment required for the construction technologies utilized in the environmental service industry. USA also owns and operates a transportation fleet licensed to haul both hazardous and radioactive materials in 48 states.

USA's history began in 1991 with the formation of USA Environmental Systems, Inc. by Mr. Bret Pardue. In 1995 USA acquired Ag-Tech Environmental. In 1996 USA acquired Loflin-Cooper Environmental. The company was purchased by USA Waste Services in 1997, who subsequently purchased Waste Management, Inc. In 2000, the company was reformed and added Mike Nalepa and Russell Herrscher as Managing Partners. Mike Nalepa added expertise in the Naturally Occurring Radioactive Material (NORM) and Low Level Radioactive Material markets and is the company's designated Radiation Safety Officer. Russell Herrscher brought added capabilities in terms of bidding and managing large scale remediation projects.

In October 2006, USA acquired the assets of Hydro-Kleen, LLC based in El Dorado, AR. Hydro-Kleen, which became USA Environment, LLC - Arklatex Division has been providing its clients with diversified, high quality environmental contracting services such as; tank cleaning, industrial services, facility decontamination, demolition, asset recovery and pipeline removal services.

USA has over 300 full-time employees with revenues around \$40 million per year. The firm has completed thousands of remedial actions at individual hazardous, toxic, and radioactive waste sites throughout the US in accordance with CERCLA, RCRA, TSCA, NRC, and other applicable federal and state regulations. USA offers its clients an experience base in remedial and removal actions that address all major classes of contaminants across the full range of media, expedited and emergency response, operation and maintenance, and hands-on technological innovations.

**ATTACHMENT B**

**USA ENVIRONMENT, L.P.  
INSURANCE CERTIFICATE**

# ACORD<sup>TM</sup> CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/9/2008

**PRODUCER** Phone: 713-627-2250 Fax: 713-621-5425  
 Frank Crystal & Co of TX, Inc.  
 2000 West Loop S., Suite 1800  
 P.O. Box 27723  
 Houston TX 77227-7723

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

**INSURED**  
 USA Environment, L.P.  
 P. O. Box 87687  
 Houston, TX 77287

## INSURERS AFFORDING COVERAGE

NAIC #

INSURER A: American Int'l Specialty Lines 26883

INSURER B: Commerce &amp; Industry Insurance

INSURER C: Insurance Co. of State of PA. 19429

INSURER D:

INSURER E:

## COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	PROP5441783	1/3/2008	1/3/2009	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000
B	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	CA5844516	1/3/2008	1/3/2009	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000  BODILY INJURY (Per person) \$  BODILY INJURY (Per accident) \$  PROPERTY DAMAGE (Per accident) \$
	<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$  OTHER THAN EAACC \$ AUTO ONLY: AGG \$
A	<b>EXCESS/UMBRELLA LIABILITY</b> <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$10,000	PROU5441773	1/3/2008	1/3/2009	EACH OCCURRENCE \$9,000,000 AGGREGATE \$9,000,000  \$  \$
C C	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WC3426620 WC3426621 - CA	12/30/2007 12/30/2007	12/30/2008 12/30/2008	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
A	<b>OTHER</b> Professional Pollution Prof/Poll- Deductible	PROP5441783	1/3/2008	1/3/2009	\$1,000,000 \$1,000,000 \$25,000

### DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

\*\* Supplemental Names \*\*  
 USA Environment, LP  
 Total Enviro Solutions, Inc.  
 USA Environment, LLC  
 USA Environment, LC  
 USA Environment Management, Inc.  
 Continued...

### CERTIFICATE HOLDER

Pastor Behling & Wheeler LLC  
 2201 Double Creek Drive, Suite #4004  
 Round Rock TX 78664

### CANCELLATION<sub>30</sub>

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE



## **IMPORTANT**

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## **DISCLAIMER**

The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

## DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS / SPECIAL PROVISIONS

USA Environment, Inc.  
Bayou City Waste Systems, LP  
BCWS-GP, LLC  
Bayou City Environmental Services, LP  
Bayou City Environmental Management, Inc.  
Bayou City Waste Systems of Houston, LP  
JTB Transport Services, Inc.  
GC Remediation, Ltd.  
USA Industrial Services  
Hydro-Kleen LLC  
USA Pipeline Services dba USA Environment LP

Blanket Additional Insured as required by written contract as respects General Liability, Automobile Liability and Umbrella Liability but limited to the operations of the Insured.

Blanket Waiver of Subrogation as required by written contract as respects General Liability, Automobile Liability, Workers' Compensation and Umbrella Liability but limited to the operations of the Insured.

General Liability and Automobile Liability coverage is primary and non-contributory.

30 Days Notice of Cancellation except 10 days for Non-Payment of Premium.

Professional Liability coverage written on Claims Made Form.

The United States Environmental Protection Agency, The Client & it's employees, officers, directors, agents, partners, successors, and assigns; and Consultants & it's employees, officers, directors, agents, partners, successors, and assigns. Client and Consultant shall not be subject to the "other insurance" condition or other policy terms which conflict with this Agreement, it being the intent that the insurance policies of Consultant and it's agents, affiliates, or subcontractors, (except the policy in subparagraph shall be primary insurance and not contributory with any other insurance that Client may have in effect. All insurance policies shall provide, as evidenced by Certificate of Insurance, that the insurance coverage provided shall not be cancelled, reduced, restricted or changed in any way with out at least thirty (30)days prior written notice to the Consultant in the event of any such cancellation, non-renewal, reduction, restriction or change in any insurance, the contractor shall immediately replace such insurance.

Consultant: Pastor & Wheeler, LLC  
Client: Chromalloy American Corporation and The Dow Chemical Company